## Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 1 of 45

### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 213/13

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Printed/Piped Name	, 1 <sup>8</sup> -10	
If you are acting on behalf of any entity, identificating as:	fy that y	ou are
(Title)	the state of the s	oi
(Corporate, Trust, Partnership or other entity		

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 2 of 45

### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

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Signature ERNIE CORDAN Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title)

(Corporate, Trust, Partnership or other entity)

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Date: 12.18.12 Signature Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title) (Corporate, Trust, Partnership or other entity)

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Date: 12-18-12	Signature Signature
	Printed/Typed Name
	If you are acting on behalf of any entity, identify that you are acting as:
	(Title) of
Duta da da sa sa	(Corporate, Trust, Partnership or other entity)

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Summons	or in	the service of the Nation is a solution based on a defect in the Notice in Lieu of
	<i>T</i>	the service of the Notice in Lieu of Summons.
	/	)

Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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5. I (or the entity on when	warver of service.
or to the jurisdiction or very a Set	Dehalf I am acting) will retain all defenses or objections to the lawsuit Court except for objections based on a defect in the Notice in Lieu of Summons.
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in the service of the N	tice in Lieu of Summons. I adelect in the Notice in Lieu of
ulul.a	Court except for objections based on a defect in the Notice in Lieu of the Lieu of Summons.

Signature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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#### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 7 of 45

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: January 3, 2013 Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title) The White Trust dated November 6, 1990 (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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#### 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 9 of 45

1	4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
2	
3	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
4	5. If I (or the entity on whose behalf I am acting) have retained an attorney to
5	represent me in these proceedings, I identify that attorney below, along with his or her mailing
6	address, telephone number, facsimile number, and e-mail address:
. 7	Attorney:
8	Address:
9	
10	
	Phone Number:
11	Fax Number:
12	E-mail Address:
13	PLEASE NOTE: Attorneys are reminded that they are required to comply with the
14	electronic filing procedures of the U.S. District Court for District of Nevada.
15	"Attorneys who are admitted to the bar of this court, admitted to participate in a case
16	pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
17	the Clerk of the Court and by these Electronic Filing Procedures," IIS Diet Ct. D.
18	Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
19	
20	(Signature)
21	Jeffer a white / Jeffrey A. White (Printed or typed Name)
22	(Printed or typed Name)
23	Trustee of the White Trust dated November 6, 1990
24	(Entity, if any, on whose
25	behalf you are appearing)
26	380 Alabama Drive
27	Love Pine, Catif 93545 (Address)
28	760 8765445
- 11	(Telephone number)

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

2

#### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 10 of 45

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

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Summons of	in the service	of the Notice in	n Lieu of Summ	one /	100	/	-

Printed/Typed Name

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acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

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Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with

a notice of appearance and intent to participate.

#### Case & 78-0v-90127-MMD-WGC Document 5 Filed 11/21/13 Page 12 of 45

INFORMATION

U.S DEPT. OF JUSTICE ENV. & NAT. RES. DIV WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 12 16 17	Signature Alison Wood worth
	Printed/Typed Name
·	If you are acting on behalf of any entity, identify that you are
	acting as:
	(Title)
%s 2	(Corporate, Trust, Partnership or other entity)
45 98 14	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with

a notice of appearance and intent to participate.

### Case 3:73-cv-00127-MMD-WGC-Document 5 Filed 11/21/13 Page 13 of 45

#### U.S DEPT. OF JUSTICE ENV. & NAT. RES. DIV. WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS 2012 DEC 20 PM 4: 29

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

	<b>L</b>			
Date:_	12-1	16 -	201	1>

Signature Sive D. Woodworth Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title) (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Ca	Case 3:73-cv-00127-RCJ-WGC Documents	nt 1776 Filed 12/18/12 Page 1 of 2 ument 5 Filed 11/21/13 Page 14 of 45			
1	IN THE UNITED STAT	TES DISTRICT CONCERNO SERVED ON			
3	UNITED STATES OF AMERICA,	DEC 1 8 2012			
5	Plaintff	CLERK US DISTRICT COURT DISTRICT OF NEVADA			
6 7	WALKER RIVER PAIUTE TRIBE, ) Plaintiff-Intervenor	) IN EQUITY NO. C-125			
8	vs.	SUBFILE NO. C-125-B			
9	WALKER RIVER IRRIGATION DISTRICT,				
10	a corporation, et al.,				
11	Defendant	}			
13	NOTICE OF APPLIANCE				
14	NOTICE OF APPEARANCE AND  1. I hereby enter my appearance in this	71 0 3 5 6 6 6 5 5 5 5 5 5 5 5 5 6 6 6 6 6 6			
15	ll in the state of				
16	<ol><li>I am filing this document with the I</li></ol>	District Court at the following address:			
17	Chief Deputy Clerk United States District Court for the				
19	District of Nevada 400 South Virginia Street, Suite 3 Reno, Nevada 89501	01			
20		a k			
21	Summons, I am mailing a copy of this document to	of my Waiver of Service of Notice in Lieu of			
22	Susan L. Schneider	•			
23	Attorney for the United States of A United States Department of Justice	America			
24	Environment & Natural Resources 999 18 <sup>th</sup> Street, South Terrace - Su	Division			
26	Denver, Colorado 80202	ite 370			
27					
28					
	NOTICE OF APPEARANCE AND INTENT TO	PARTICIPATE			
		1			
	, n	EXHIBIT 154			

# Case 3:73-cv-00127-RGJ WGC Document 1776 Filed 12/18/12 Page 2 of 2 Document 5 Filed 11/21/13 Page 15 of 45

- 1	
1	4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
2	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
3	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
	5. If I (or the entity on whose behalf I am acting) have retained an attorney to
4	represent me in these proceedings, I identify that attorney below, along with his or her mailing
5	address, telephone number, facsimile number, and e-mail address:
6	Attorney:
7	Address:
8	
9	
10	Phone Number:
11	Fax Number:
12	E-mail Address:
13	PLEASE NOTE: Attorneys are reminded that they are required to comply with the
14	electronic filing procedures of the U.S. District Court for District of Nevada.
15	"Attorneys who are admitted to the bar of this court, admitted to participate in a case
16	pro hac vice, or who are authorized to represent the United States and its agencies, shall be in the form prescribed by
17	the Clerk of the Court and by these Electronic Filing Procedures. U.S. Dist. Ct., Di
18	Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
19	(Signature)
20	Bruce D. Woopworth
21	(Printed or typed Name)
22	(Timica of types times)
23	(Entity, if any, on whose
24	behalf you are appearing)
25	824 Burchan FLAT RD
26	(Address)
27	530-402-6422 (Telephone number)
28	
	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 2

Case 3:73-cv-00127-RCJ-WGC Document 18452 Filed 02/21/13 Page 2 of Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Pag

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

David Ab ✓ Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: Tourtees David Abel and Julia Steinberg Revocable Trust (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

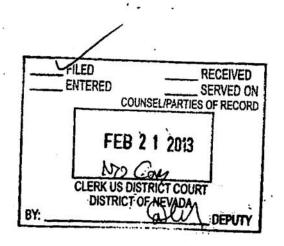
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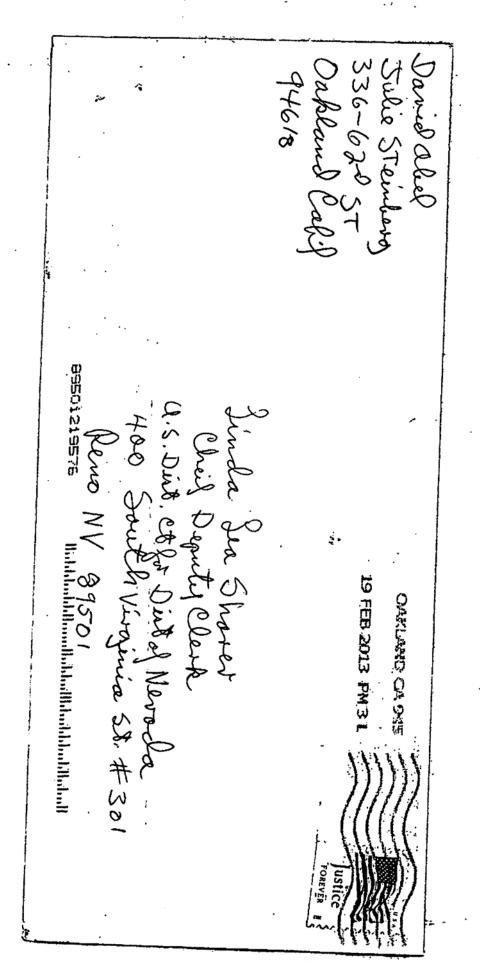
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Please Note Hotel Portinental there documents were here in error to us, Ow understanding is that the property is not reparam to the creek, and is boxedered by the Humawill irrigation ditch only, would appreciate natio of visient of this.

Thankyou

Darn Chel





#### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 19 of 45

Please be informed that
Robert & Susan and Salares of
Sacres and Salares of
water rights
marians, + Derry own 5
You sent 2 copys to Marian
Think you

Susan and
Solares

530, 495-2970

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

#### Susan L. Schneider, attorney for the United States of America TO:

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Date: 1/8/2013		Signature Att	
		Printed/Typed Name If you are acting on behalf of any entity, identify that y	
Sa a	** 190 to 18	acting as:(Title)	of
	¥.	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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a notice of appearance and intent to participate.

#### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 21 of 45

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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7 - 200 M - 100 M - 10	
5. I (or the entity on whose behalf I am acting) will retain or to the jurisdiction or venue of the Court except for all in the court except f	manager and the second
and all it is a whose behalf I am acting) will retain	all defenses or objections to the laws.
or to the jurisdiction or venue of the Court except for objections be Summons or in the service of the Notice in Lieu of Summons.	ased on a defect in the Notice in Lieu of
Summons or in the service of the Notice in Lieu of Summons	The Motice in Lieu of
Totale in Lieu of Summons.	

If you are acting on behalf of any entity, identify that you are

acting as:

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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		ENTERED SERVED OF
	<b>1</b> 4	COUNSEL/PARTIES OF RECOR
, 1	. · · · · · · · · · · · · · · · · · · ·	
1		JAN 1 1 2013
2		
		CLERK US DISTRICT COURT
. 3	IN THE UNITED STA	TES DISTRICT COURTSTRICT OF NEVADA
4	FOR THE DISTI	RICT OF NE BADA DEPUTY
5400	UNITED STATES OF AMERICA, )	
5	( )	
6	Plaintiff, )	In Equity No. C-125-ECR
. "		Subfile No. C-125-B
7	WALKER RIVER PAIUTE TRIBE, )	t we take the second
	)	DISCLAIMER OF INTEREST IN
. 8	Plaintiff-Intervenor, )	WATER RIGHTS AND NOTICE OF
9	)	RELATED INFORMATION AND
	, v. )	DOCUMENTATION SUPPORTING
10	WALKED DEED BRICATION	DISCLAIMER
. 11	WALKER RIVER IRRIGATION ) DISTRICT, )	
•	a corporation, et al.,	
12	a corporation, or an,	φ
. 13	Defendants.	a (5)
1227		
14		
15		
2586C4	The undersigned counter-defendant in the	ne above action hereby notifies the Court and the
1,6	United States that the undersigned (or the entit	ty on whose behalf the undersigned is acting) has
. 17.		
	no interest in any water right within the catego	ories set forth in Paragraph 3 of the Case
18	Management Order (Apr. 18, 2000) and, there	fore disclaims all interest in this action.
19	Munugement Order (Apr. 16, 2000) and, thors	20.0, 6:00:0:0:0:0:0:0:0:0:0:0:0:0:0:0:0:0:0:
	This disclaimer and notice shall be sent	to the following two persons:
20		
21	Linda Lea Sharer, Chief Deputy	
	United States District Court for	
.22	400 South Virginia Street, Suite	e 301
23	Reno, NV 89501	<u> </u>
50 6	And	
24		Susan L. Schneider
. 25	Susan L. Schneider	United States Department of Justice
5-19-5	United States Department of Ju	
26	P.O. Box 756	South Terrace - Suite 370
27	Littleton, CO 80160	Denver, CO 80202
*	In addition, because the undersigned sol	d or otherwise conveyed ownership of all of the
. 28		
9	DISCULLINGS OF WARES STOWED AND WORKS	E OF RELATED INFORMATION, page 1 of 4
	" PARTITION OF BRIDE RABBID BILL MULLC	JUMEST AND ASSESSED VALUE DUNG A VALUE

- 11	100
1	water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once
2	before the undersigned was served with a Waiver of Service of Notice in Lieu of
3	Summons or by a Notice in Lieu of Summons, the undersigned provides the following
4	13:4: information:
5	The name and address of the party or parties who sold or otherwise conveyed
6	ownership:
7	Namo(s):
8	ownership: Name(s): The Fix Districts
9	Street or P.O. Box:
1,0	Propinario
11	1 1 1 1
12	Town or City:
13	
14	State:
15	
1	I does of each person of entity will acquired ownership
1	/
1	1 ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) (
1	9 Name(s):
2	of the Pi
2	Street or P.O. Box:
2	2
2	Town or City:
:	24
	State:
	26
	Zip Code:
	DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 2 of 4
	DISCULATION OF WATER RIGHTS AND MULICE OF

:ase	Case 3:7	e 3:73-cv-00127-RCJ-WGC Document 1813 Filed 01/11/13 Page 3 of 4 3-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 24 of 45
·asc		5 CV 00127 WIND WOO DOCUMENT 5 THE THIE THE TAGE 24 OF 45
7		
	. 1	
	2 .	<ol> <li>Attached to or included with this notice is a copy of the (check appropriate</li> </ol>
•	3	
<b>~</b>	. 4	box(es)):
*	. 5	☐ Deed
	6	
	7	
55	8	Other Document.
	9	1 accomplished
	. 10	by which the change in ownership was accomplished.  4. The undersigned acknowledges that any person or entity who files a Disclaimer
2 3	1,1	of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently,
66 25	12	of Interest in this matter is unmately responsible for the decimal of Interest in this matter is unmately responsible for the decimal of Interest, but, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,
	13	in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of
	14	
9	15	this litigation.
	16	Executed this 7 day of January 20 13
	17.	Executed this day of day of day of day of day of
	18	
	19	
	20	
160	21	[signature of counter-defendant]
	22	Į
•	23	
3	24	Antelope Valley Fire Distri
	25	[name of counter-defendant]
*	26	6
	. 2	7
٠	. 2	8

Stacey Simon Asst. County Counsel For Mono County [name, if applicable, of person acting on behalf of counter-defendant] [signature, if applicable, of person acting on behalf of Counter-Defendant] Fire District: 1166 Larson Lane P.O. BOX 2415 Mammoth Lakes, CA Coleville, CA 96107 .11 [address] 530-495-2900 760-924-1700 [telephone number] 

DIGUES AND NOTICE OF RELATED INFORMATION, page 4 of 4

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Sand Sandlery for Court	Olevy
Printed/Typed Name	Auchoberry .
If you are acting on behalf of any entity, ide acting as:	ntify that you are
(Title)	
(Corporate, Trust, Partnership or other ent	tity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

# Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 27 of 45

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2	TOR THE DISTRI	CI OF NEVADA
3	UNITED STATES OF AMERICA,	) )
5	Plaintff	- )
6	WALKER RIVER PAIUTE TRIBE, ) )	ger of
7	Plaintiff-Intervenor	IN EQUITY NO. C-125
8	vs.	SUBFILE NO. C-125-B
9	WALKER RIVER IRRIGATION DISTRICT,	
10	a corporation, et al.,	i i
11	Defendant	
12		
13	NOTICE OF APPEARANCE AND	D INTENT TO PARTICIPATE
14	I hereby enter my appearance in thi	s sub-proceeding in this case.
15 16	2. I am filing this document with the I	District Court at the following address:
17	Chief Deputy Clerk	
18	United States District Court for the District of Nevada	ne
19	400 South Virginia Street, Suite 3	01
20	Reno, Nevada 89501	¥
21		of my Waiver of Service of Notice in Lieu of
22	Summons, I am mailing a copy of this document to	D:
23	Susan L. Schneider Attorney for the United States of	America
24	United States Department of Justi Environment & Natural Resource	ce
25	999 18 <sup>th</sup> Street, South Terrace - St	
26	Denver, Colorado 80202	2
27	- L 2	
28	ti	
	NOTICE OF APPEARANCE AND INTENT TO	O PARTICIPATE 1

EXHIBIT 161

#### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 28 of 45

I (or the entity on whose behalf I am acting) will retain all defenses or objections 1 4. to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 2 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 3 If I (or the entity on whose behalf I am acting) have retained an attorney to 5. 4 represent me in these proceedings, I identify that attorney below, along with his or her mailing 5 address, telephone number, facsimile number, and e-mail address: 6 Attorney: 7 Address: 8 9 10 Phone Number: 11 Fax Number: 12 E-mail Address: 13 PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada. 14 15 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall 16 register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. 17 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. 18 19 (Signature) 20 21 (Printed or typed Name) 22 23 24

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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# Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 29 of 45

# WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 01-29-2013 Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: (Title) (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

EXHIBIT 163

#### 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 31 of 45 1 I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 2 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 3 If I (or the entity on whose behalf I am acting) have retained an attorney to 4 represent me in these proceedings, I identify that attorney below, along with his or her mailing 5 address, telephone number, facsimile number, and e-mail address: 6 Attorney: 7 Address: 8 9 10 Phone Number: 11 Fax Number: 12 E-mail Address: 13 PLEASE NOTE: Attorneys are reminded that they are required to comply with the 14 electronic filing procedures of the U.S. District Court for District of Nevada. 15 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall 16 register as Filing Users of the System. Registration shall be in the form prescribed by 17 the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. 18 Niere R (Luchdang (Signature) 19 20 21 (Printed or typed Name 22 23 24 (Entity, if any, on whose behalf you are appearing) 25 26 27 (Address)

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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(Telephone number)

Case 3:73-cv-00127-RCJ-WGC Document 1794 File	d 12/28/12 Page 1 of 5
Case 3:73-cv-00127-MMD-WGC Document 5 Fil	ed 11/21/13 Page 32 Received
	ENTERED SERVED OF COUNSELPARTIES OF RECORD
WAIVER OF SERVICE OF NOTICE IN LIE TO: Susan L. Schneider attorney for the Marian Control of the	COUNSEDPARTIES ST
THE VER OF SERVICE OF NOTICE IN LIE	U OF SUMMONS 2 9 2012
TO: Susan L. Schneider, attorney for the United States of America	DEC 2 0 2012
1. I acknowledge receipt of your request that I waive service the action of United States v. Walker River Irrigation District, which	
the action of <i>United States v. Walker River Irrigation District</i> , which Subfile C-125-B, in the United States District Court for the District of	is docket number in Equity C-125
2. I have also received a	n Nevada,
2. I have also received a copy of the FIRST AMENDED CO STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIN TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), present	UNTERCLAIM OF THE UNITED
TRUBE, The CASE MANACES of the second	UF WALKER DIVED DATIFIED
ALLEMANCE AND INTENT TO DARREST	obles of a NOTICE OF
WATER RIGHTS and related for	DANGES IN OWNEDGED OF
WATER RIGHTS and related form, two copies of this instrument (WIN LIEU OF SUMMONS), and a means by which I can return the sign	AIVER OF SERVICE OF NOTICE
me.	ned waiver to you without cost to
3. I agree to save the same	·
3. I agree to save the cost to me of service of a Notice in Lieu of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STAMENDED COUNTERCLAIM OF THE WALKER RIVER PARTY.	of Summons and an additional copy
TUNELINDED COUNTEDCY AND OF THE TOTAL	TIES OF AMPRICA and the EMOT
requiring that I (or the entity on whose behalf I am acting) be served we provided by Rule 4 of the Federal Rules of Civil Procedure.	ith judicial process in the manner
4. Lunderstand that ict	
4. I understand that if I waive service of a Notice in Lieu of Su APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schne and I may use the same envelope provided for return of the waiver of services.	mmons, I must mail a NOTICE OF
and I may use the same envelope provided for return of the waiver of s	nucl, attorney for the United States,
5. I (or the entity on the	i vice.
or to the jurisdiction or venue of the Court except for objections based of Summons or in the service of the Notice in Lieu of Summons.	denses or objections to the lawsuit
Summons or in the service of the Notice in Lieu of Summons.	on a defect in the Notice in Lieu of
1S_(1S,11)	
Date: 12/24/12 Signature	
Brad Bonfiel	io
Printed/Typed Name	•
11 you are acting on behalf	of any entity, identify that you are
acting as:(Title)	of
(Corporate, Trust, Partner	ship or other entity)
Dubata 1 1111	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1 2 IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA 4 UNITED STATES OF AMERICA, 5 In Equity No. C-125-ECR Plaintiff. Subfile No. C-125-B 6 WALKER RIVER PAIUTE TRIBE, DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF Plaintiff-Intervenor, 8 RELATED INFORMATION AND DOCUMENTATION SUPPORTING 9 DISCLAIMER 10 WALKER RIVER IRRIGATION 11 DISTRICT, a corporation, et al., 12 Defendants. 13 14 The undersigned counter-defendant in the above action hereby notifies the Court and the 15 United States that the undersigned (or the entity on whose behalf the undersigned is acting) has 16 no interest in any water right within the categories set forth in Paragraph 3 of the Case 17 Management Order (Apr. 18, 2000) and, therefore, disclaims all interest in this action. 18 This disclaimer and notice shall be sent to the following two persons: 19 20 Linda Lea Sharer, Chief Deputy Clerk United States District Court for the District of Nevada 21 400 South Virginia Street, Suite 301 22 Reno, NV 89501 23 And Susan L. Schneider United States Department of Justice 24 Susan L. Schneider 999 18th Street United States Department of Justice 25 South Terrace - Suite 370 P.O. Box 756 Denver, CO 80202 26 Littleton, CO 80160 In addition, because the undersigned sold or otherwise conveyed ownership of all of the 27 28 WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 1 of 4

1	and the state of t
2	water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once
_	owned before the undersigned was served with a Waiver of Service of Notice in Lieu of
.3	Summons or by a Notice in Lieu of Summons, the undersigned provides the following
4	additional information:
5	1. The name and address of the party or parties who sold or otherwise conveyed
6	ovenershin:
7	NO
В	Name(s):
9	l a company of the co
10	Street or P.O. Box:
11	NOT ON DIVICE
12	TOWN OF City: NOT ON RIVER  IRRIGATION DITCH RUNS THRU  State: PRORERTY; HAVE NO WATER RIGHTS
13	DERIGHTION UTICH KUNS THAN
14	State: DROKEKIYS MAVE NO WHICK KIGHTS
15	D. 1815110
16	Zip Code: BRAD BONFIGLIO PO BOX 76 TOPAZ 96/33
17	2. The name and address of each person or entity who acquired ownership
18	
19.	Name(s):
20	
21	Street or P.O. Box:
<b>2</b> 2	Succes of P.O. Box:
23	
24	Town or City:
25	
26	State:
27	
28	Zip Code:

		Net 10 € 10 € 10 € 10 € 10 € 10 € 10 € 10
1		and the state of t
2		a new of the (check appropriate
1		<ol> <li>Attached to or included with this notice is a copy of the (check appropriate</li> </ol>
3	hor	c(es)):
4	100	
5		
	1	Deed
	1	Court Order
7	1	Other Document.
8		
9	1	lished
1.0	by	which the change in ownership was accomplished.
	11	4. The undersigned acknowledges that any person or entity who files a Disclaimer
1,1	١.	this matter is ultimately responsible for the accuracy of this filing. Consequently,
12	01	in this matter is unimately representation of interest in this matter is unimately representation of interest, but, ne undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,
13	th	ie undersigned acknowledges that any person of
14	ir	a fact, has water rights subject to this litigation, shall nevertheless be bound by the results of
	١,	nis litigation.
1:	5	
1	6	Executed this 21 day of DEC 20 12
1	7.	Executed this 27 day of 100
1	8	
		HAVE NO WATER RIGHTS
1	9	HAVE NO WITER RIGHTS
2	o l	
2	1	[signature of counter-defendant]
	22	(signature of country
	1	$\langle S   D \rangle / \langle S   D \rangle = 0$
	23	Charle / C
	24	
	25	[name of counter-defendant]
	26	[name or comits, and
a	27	
13	28	NOTICE OF RELATED INFORMATION, page 3 of 4
•		DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 5 of

3. [name, if applicable, of person acting on behalf of counter-defendant] [signature, if applicable, of person acting on behalf of Counter-Defendant] .11 [address] Brad Bonfiglio Po Box 76 Topaz, CA 96133 [telephone number] 115-150-0538 DO NOT LIVE ON RIVER HAVE NO WATER RIGHTS 

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 4 of 4

Case 3:73-cv-00127-RCJ-WGC Document 1793 Filed 12/28/12 Page 1 of 5
Case 3:73-cv-00127-MMD-WGC Document 5 File ov 1 mich 713 Page 37 of 45
SEPI/ED ALL
WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS TO: Susan L. Schneider attorney for the Unit 10.
states of Amerida
1. I acknowledge receipt of your and a CLERK US DISTRICT COURT
the action of United States v. Walker River Irrigation District, which is docker number in Equity C-125-B, in the United States District Court for the District of Nevada.
4. I Dave also received a compact to the second sec
IRIBE, the CASE MANACENERS OF STATE OF STATE OF WALKER RIVER PATITIES
APPEARANCE AND INTENT TO BARTION 1-2, 2000, two copies of a NOTICE OF
INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument GWANGES IN OWNERSHIP OF
WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
me.
3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
3. I for the entity on whom but use
or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
Date: 12-21-12 Susan Bouldie
Signature P. S.
Printed/Typed Name
If you are acting on behalf of any entity, identify that you are
of
(Title)
(Corporate, Trust, Partnership or other entity)
Rule 4 of the Federal Rules of Civil Procedure requires certain parties to economic in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1 2 IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA 3 4 UNITED STATES OF AMERICA, 5 In Equity No. C-125-ECR Plaintiff, ). Subfile No. C-125-B 6 WALKER RIVER PAIUTE TRIBE DISCLAIMER OF INTEREST IN 7 WATER RIGHTS AND NOTICE OF Plaintiff-Intervenor, RELATED INFORMATION AND 8 DOCUMENTATION SUPPORTING 9 DISCLAIMER. 10 WALKER RIVER IRRIGATION 11 DISTRICT. a corporation, et al., 12 Defendants. 13 14 The undersigned counter-defendant in the above action hereby notifies the Court and the 15 United States that the undersigned (or the entity on whose behalf the undersigned is acting) has 16 no interest in any water right within the categories set forth in Paragraph 3 of the Case 17 Management Order (Apr. 18, 2000) and, therefore, disclaims all interest in this action. 18 This disclaimer and notice shall be sent to the following two persons: 19 20 Linda Lea Sharer, Chief Deputy Clerk United States District Court for the District of Nevada 21 400 South Virginia Street, Suite 301 22 Reno, NV 89501 23 And Susan L. Schneider United States Department of Justice 24 Susan L. Schneider 999 18th Street United States Department of Justice 25 South Terrace - Suite 370 P.O. Box 756 Denver, CO 80202 26 Littleton, CO 80160 In addition, because the undersigned sold or otherwise conveyed ownership of all of the 27 28 DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 1 of

1	water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once
2	owned before the undersigned was served with a Waiver of Service of Notice in Lieu of
3	Summons or by a Notice in Lieu of Summons, the undersigned provides the following
4	additional information:
5	1. The name and address of the party or parties who sold or otherwise conveyed
6	
7	ownership: Name(s):
8	
9	Street of P.O. Box:
1.0	
11	Town or City: NOT ON RIVER
12	Town or City: NOT ON PITCH PUNS THEIR
13	IRRIGATION DITCH RUNS THRU STATE PROPERTY; HAVE NO WATER RIGH
14	
15	Susan Bonfiglio Zip Code: P.O. BOX 76 TOPAZ 96133
16	Zip Code: PO Box 76 TOPAZ 96/33
17	The name and address of each person or entity who acquired ownership
18	1/2
19.	Name(s):
20	
21	Street or P.O. Box:
22	
23	Town or City:
24	
25	State:
26	State:
27	Zi- Code
28	Zip Code:
	DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 2 of 4

28

DISCLAIMER OF WATER RIGHTS AND NOTICE

OF RELATED INFORMATION, page

.11

[name, if applicable, of person acting on behalf of counter-defendant]

[signature, if applicable, of person acting on behalf of Counter-Defendant]

[address]

Susan Bonfiglio P.O Box 76 Topaz, CA 96/33

[telephone number]

115-750-1192

DO NOT LIVE ON RIVER HAVE NO WATER RIGHTS

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 4 of 4

### Case 3:73-cv-00127-MMD-WGC Document 5 Filed 11/21/13 Page 42 of 45

### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
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If you are acting on behalf of any entity, identify that you are acting as: managing

Borda Family Limited Par

(Corporate, Trust, Partnership or other entity

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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**EXHIBIT 169** 

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I (or the entity on whose behalf I am acting) will retain all defenses or objections 4 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

If I (or the entity on whose behalf I am acting) have retained an attorney to 5. represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney: John Gavin Address: 177 E. 7th St Carson City NV 89701

Phone Number: 775 - 882 - 4766 Fax Number: 775-882-5680

E-mail Address: john@jgreatty-law.com

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

(Printed of typed Name)

Toyce M. Gavin

Borda Family Limited Partnership (Entity, if any, on whose behalf you are appearing)

1432 Ezell S gardnerville NV (Address) 775-246-73//

(Telephone number)

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 01 JAN 2013

Walter R. Briggs / Linda C. Briggs WALTER R. BRIGGS/Linda C. Briggs Printed/Typed Name If you are acting on behalf of any entity, identify that you are acting as: TRUSTEES RIGGS LIVING TRUST 02-18-10" (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.